

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

CARL B. JOHNSON.

No. 2:14-cv-2172 GEB CKD P

Plaintiff.

## ORDER

J. HEAD, et al.,

## Defendants.

17 Plaintiff, a state prisoner proceeding pro se, has filed a motion for leave to file an  
18 amended complaint. (ECF No. 30.) Under Rule 15(a)(1)(B) of the Federal Rules of Civil  
19 Procedure, plaintiff may amend once as a matter of course within 21 days after service of a  
20 responsive pleading. Defendants filed an answer on February 4, 2015. As plaintiff is proceeding  
21 pro se and the time has not run for plaintiff to amend as a matter of course, the court will grant  
22 plaintiff's motion. This action will proceed on the First Amended Complaint (FAC).

23 Accordingly, IT IS HEREBY ORDERED that plaintiff's motion for leave to amend (ECF  
24 No. 30) is granted.

Dated: February 10, 2015

*Carolyn K. Delaney*  
CAROLYN K. DELANEY  
UNITED STATES MAGISTRATE JUDGE